

Shiv

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
CRIMINAL APPEAL NO.675 OF 2004**

Sheila Malaney ... Appellant
Vs.
Gopal @ Gope H. Sajnani & anr. ... Respondents

None for the Appellant.
None for Respondent No.1.
Mr. H. J. Dedhia APP for Respondent No.2-State.

CORAM : S. M. MODAK, J.

DATED : 24TH FEBRUARY 2023

PC:-

1. Court notice could not be served on Respondent No.1-accused, as he has expired. There is report filed by Senior PI, Santacruz police station dated 23/12/2022 to that effect. It is annexed by photocopy of death certificate. Respondent No.1-accused expired on 5/05/2020.
2. This is Appeal against order of acquittal. As per judgment dated 17/12/2003, passed by the Metropolitan Magistrate, 21st Court, Bandra, Mumbai, by which the complaint under section 630 of the Companies Act was held as not maintainable.
3. As sole Respondent No.1-accused has expired, the Appeal stands dismissed as abated.

(S. M. MODAK, J.)